

Notice of Allowability

Application No.

10/808,893

Examiner

Edny Labbees

Applicant(s)

HALISHAK, RICHARD T.

Art Unit

2612

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 3/17/2007.
2. ☒ The allowed claim(s) is/are 1 and 6.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

DETAILED ACTION

Status Of Claims

1. In the response filed 3/16/2007, applicant's remarks have been read and are considered. In addition, claims 2-5, 7-11, 12-14, 15-23 has been canceled. Therefore claims 1 and 6 are currently pending in the application.

Allowable Subject Matter

2. The following is an examiner's statement of reasons for allowance: Prior art fails to show a method of communicating a warning signal where a transmitter and receiver is mounted to an emergency vehicle that outputs a digital signal at periodic intervals that is detectable within a range where the transmitter turns off its own signal at periodic intervals for 3-5 seconds to allow receipt by the receiver of a signal from other emergency vehicles in vicinity.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

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3. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Jackson, *Emergency Vehicle Detection Device*, (US 5,235,329),

Gibbons et al. *Emergency Vehicle Warning System*, (US 2002/0102961)

Rootsey et al. *Repeater Station For Augmenting The Coverage Area Of A Paging System*, (US 5,995,804)

Crockford et al. *Danger Warning System*, (US 6,630,892)

Nunn, *Emergency Vehicle Light Switching And Controlling Circuit* (US 5,625,257)

Coon, *Method And System For Communicating Alert Information* (US 2003/0141990)

Turbeville et al. *Emergency Vehicle Detection System*, (US 6,778,101)

Bishop, *Broadcast Band Siren Alarm Transmitter System...* (US 4,443,790)

Johnston, *Approaching Vehicle Forming System And Method*, (US 4,747,064)

Prevulsky et al. *Emergency Vehicle Alert System*, (5,307,060)

Henry et al. *Vehicular Emergency Vehicle Alarm Apparatus*, (6,094,148)

Trizzino et al. *Emergency Vehicle Warning System And Method*, (US RE38,763)

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Edny Labbees whose telephone number is (571) 272-2793. The examiner can normally be reached on M-F: 7:00 - 3:30.

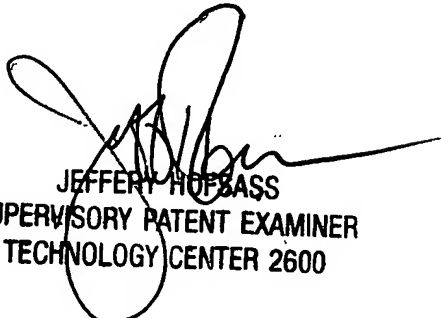
If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jeffrey A. Hofsass can be reached on (571) 272-2981. The fax phone

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number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Edny Labbees
3/27/2007



JEFFERY HOFFMAN
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2600